

DAILY ARIZONA SILVER BELT

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GLOBE PEOPLE ARE INDICTED BY U. S. JURY

Charged with Contracting to Turn Coal Lands Over to the Phelps Dodge Company.

EL PASO PAPER MAKES SENSATIONAL CHARGES

Claims that Government Is Only Using Jurymen Who Will Vote for Indictments—List of the Accused.

Officials and employees of the Phelps Dodge company residing in Globe were among those who were indicted by the federal grand jury, which has been in session at Santa Fe, N. M., during the last ten days, the charges against them being participation in an alleged conspiracy to obtain through fraud coal lands in San Juan county, New Mexico, from the United States. Details of the finding of the indictments are given in the following dispatch from Santa Fe dated October 22:

"The federal grand jury which has been in session here during the past week adjourned at 2:30 o'clock yesterday afternoon, and will stand at recess until October 31. The reason given for this action is the absence from the city of Special Assistant United States Attorney Ormsby McElharg, who is in charge of the investigation into alleged coal frauds. Mr. McElharg departed last night for Washington, D. C. The reason for this sudden summons is unexplained. "There have been returned thus far by the grand jury twenty-five indictments covering nineteen names, including officials of the Phelps Dodge company, James Douglas, James McLean, A. Curtis, James and Cleveland H. Dodge are among the Phelps Dodge company officials indicted, together with the corporation itself, which is named in the true bill as the principal defendant.

"Others against whom indictments were found are:

Charles A. Spiess of East Las Vegas and Judge Granville Pendleton of Astoria, N. M., special attorneys for the Phelps Dodge company.

David M. White, of Santa Fe, well known civil engineer and former United States land leasing agent.

Thomas H. O'Brien, of Piorro, N. M., road leasing agent for the Phelps Dodge company.

Louis D. Ricketts, consulting engineer for the Phelps Dodge company and present general manager of the Greene Cananea mines at Cananea, Mexico.

Robert B. Hagar, superintendent of the Old Dominion Mining and Smelting company.

Miles S. Berry, mine superintendent at Globe, Ariz., for the Phelps Dodge company; and the following present or former employees of the companies at Globe: Angus McAlpine, Edward T. Stewart, Robert Riel, Arthur E. J. Tovey, C. S. Moore and Emil R. Stahl.

The indictment charges conspiracy to defraud the United States out of certain coal land situated in San Juan county, New Mexico and is a very lengthy one, containing about twenty typewritten pages in which there are three specific counts.

A Santa Fe press correspondent says: "The returning of indictments by the grand jury had not been expected since it is understood certain officials of the government have been quietly inducing a number of persons sooner or later.

"The action of the grand jury was in keeping with that of most grand juries in New Mexico to return indictments and let the cases get into court if there appears to be anything like a doubt as to one side or the other. This seems to be the light in which the matter is viewed here by those indicted and by the people generally.

"The Phelps Dodge Company is one of the largest corporations in the country and has done much towards developing the coal industry in this territory, spending large sums of money annually in New Mexico coal mines and employing hundreds of miners. It was chiefly instrumental in developing the great copper resources of Arizona and had begun to branch out in copper mining in New Mexico. It operates at present a number of rich mines in Arizona, the Dawson coal mines in the territory and the El Paso and Southwestern railroad in New Mexico. This is the first time it has ever been charged by the government with anything illegal, although it has operated for years in several states and territories."

The El Paso Herald's Santa Fe correspondent makes the allegation that in the investigation going on there this government discharged jurymen not voting for indictments, filling their places with new men and that this action of the government in the opinion of attorneys in Santa Fe will invalidate the action of the grand jury. The charge is a serious one and can hardly be credited."

Although two of the indicted, Attorney Spiess of Las Vegas and Engineer David M. White of Santa Fe, have been arrested on warrants by a deputy United States marshal and have given bond in the sum of \$5,000 each, no arrests have been made here. The warrants will probably be received today and served, after which the local defendants will appear before United States Commissioner C. T. Martin and furnish bond.

None of the Globe people who were indicted would make any statement for publication following the receipt of the news from Santa Fe, although no surprise was expressed by any of them, it being generally understood that all those who had filed coal land entries several years ago in San Juan county were to be indicted for fraud, that being the openly announced intention of the government attorneys engaged in conducting the prosecution in New Mexico and especially those in the employ of the Phelps Dodge company. While few details are known here it is understood that no fraud is charged in the actual taking up of the coal land, but in the alleged action of the entrymen in agreeing to turn over to the Phelps Dodge company at some time in the future the land obtained by them. According to the coal land law, no one can take up more than 160 acres of land. According to representatives of the government, it can prove the existence of a contract between the entrymen and the company.

THE MOST SWEEPING INJUNCTION AGAINST ORGANIZED LABOR

By Associated Press. WHEELING, W. Va., October 24.—One of the most sweeping injunctions ever issued against organized labor was granted at Philadelphia, W. Va., today by Federal Judge Dayton. The injunction temporarily restrains John Mitchell, president; T. L. Lewis, vice president, and the directors of the United Mine Workers of America, from organizing or interfering in any way with the one thousand non-union miners employed by the Hitchman Coal company, the Glen Dale Coal company and the Richland Coal company, located in the Wheeling district.

CHARGED WITH KILLING HIS YOUNG SWEETHEART

By Associated Press. IOLA, Kan., October 24.—The preliminary hearing of S. F. Whitlow, the merchant charged with the murder of Miss Sapp, September 27, by cutting her throat with a razor, was held here today. Whitlow was declared that Miss Sapp committed suicide because he refused to elope with her. There is a belief that Whitlow is shielding the real murderer.

MUST STRENGTHEN UP HIS BAIL BOND

Bob Daniel Recommitted to the Custody of the Sheriff by a Technicality

Robert Daniel was taken into custody last evening by the sheriff's department and will be compelled to strengthen his bond before he again secures his freedom.

The recommitment of Daniel followed a motion by District Attorney Henry, filed in district court yesterday, alleging insufficiency of bond, and asking that the defendant be recommitted to the keeping of the sheriff pending a hearing of the matter before Judge Nave this morning.

Daniel, it will be remembered, was admitted to bail about six weeks ago by Judge Doan in the sum of \$20,000. He furnished bond for this amount and the sureties were approved by a local justice. There is no question about the strength of the bond, but there is an insufficiency of bondsmen, according to the amounts for which the respective sureties have qualified. If, as in this case, there are two bondsmen, and the bond is fixed at \$20,000, each should qualify for the full amount, making the security offered double the amount of the bond. As it is, the bondsmen have qualified simply for the exact amount of the bond. Two more bondsmen, qualifying for \$10,000 each, will be required by the court.

It is said that Daniel will experience no trouble in furnishing a bond that will satisfy the law and will prove satisfactory to all parties concerned. There is no foundation for the report, circulated yesterday, to the effect that district attorney filed the motion simply to get the matter before Judge Nave, who, it was believed, would declare the case non-bailable and keep Daniel confined until the meeting of the grand jury.

LOW PRICES HIT THE WILDCATTERS SAYS PROF. PROUT

Professor J. W. Prout is a visitor in the city, having come here to attend to some mining business. He has been in the Globe district for some time. He is well known all through southern Arizona and Sonora, says the Tucson Citizen.

"I was not at all surprised at the decline in the price of copper," remarked Mr. Prout. "The value had been held too high and it was but to be expected that there would be a decline in the price of the metal."

However, with the decline in the price, there is nothing to be feared by the legitimate mining companies. The wildcaters will probably go to the wall, but the legitimate mining companies will go right along and will continue to prosper.

"And there will be new properties located, and when everything becomes settled the development work will be pushed as in the past."

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MILLIONS FLOW TO THE RELIEF OF WALL STREET

Government Goes to the Rescue of Eastern Financial Center with \$25,000,000.

RED METAL IS HIGHER ON THE LONDON MARKET

Locally the Market Is Steady but Unchanged—Stocks Hold Their Own—Eastern Conditions Are Improved.

NEW YORK, October 24.—As a result of today's developments in the financial world there is every indication that the crisis in the banking trust situation has been safely passed.

The Trust Company of America all through the day during banking hours paid out money to depositors as promptly as possible and closed with the demand slow. The company received over the counter in ordinary deposits more than a million dollars.

The day was marked by these noteworthy episodes:

First came the announcement of trouble in three minor state banks in Harlem, the Hamilton and the Twelfth Ward bank, and the Empire City Savings bank. These banks transacted only a neighborhood business and their suspension of payment was absolutely without significance as bearing on the general situation. The bank examiner declared this afternoon that all three banks were solvent and that the depositors would lose nothing.

The second episode was the run begun on the Lincoln Trust company. At the close of the day the company's officials announced that they were fully able to meet all obligations.

By Associated Press. NEW YORK, October 24.—Albert C. Judson, state bank examiner, announced this afternoon that the Hamilton bank, the Twelfth Ward bank and the Empire City Savings bank, all of which suspended payment on Wednesday, had been found entirely solvent.

The United States sub-treasury today put into effect Secretary Cortelyou's promise and made a further deposit amounting to \$25,000,000, in the New York banks. As far as collateral was offered by the banks the sub-treasury deposited United States funds with them, the supply being maintained by heavy shipments of currency from the treasury at Washington.

The National City bank and the First National bank, two of the strongest banks in the city, were co-operating with J. P. Morgan & Co. and other bankers in an effort to relieve the stringency in the money market by furnishing heavy loans at normal rates of interest to other bankers and brokers whose needs are urgent.

President Has Gone Too Far PARIS, October 24.—The house-keeping in Wall street is having a sentimental, rather than practical effect here. The papers are devoting much space to the "Wall Street Craze" and "The Slaughter of American Millionaires." Operators on the Bourse are closely watching the situation. They consider the American financial condition on a sound base and regard the New York crisis as being an inevitable culmination of an era of tense commercial activity and over-speculation.

Some French bankers think Roosevelt has gone too far and that the whole fabric of American credit has been endangered. The majority view the elimination of questionable elements and methods as being ultimately to the advantage of the United States.

Plenty of Call Money NEW YORK, October 24.—The cheerful spirit in which operations began on the stock exchange today had given place to conditions that were fast slipping into demoralization when in the nick of time \$25,000,000 was sent into the exchange to lend on call under the auspices of a man who has been the directing force in shaping measures of salvation. This brought prompt relief from the tension that had grown up in the market owing to the dearth of money for loans on call. Such supplies as were sent in were proving inadequate to the demands of the hard-pressed holders of securities and heavy sacrifices were being made to procure funds.

Forced liquidation had been in evidence at various points in the list all day, one or two stocks running off even at the opening, when the general tendency was buoyant.

Closing Quotations The closing quotations, as reported to the H. H. Bru company, were as follows:

Amalgamated 45.00 Bid Asked
Anaconda 28.25
American Smelters 67.37
Erie 17.87
Reading 70.25
Southern Pacific 67.00
Union Pacific 105.37
U. S. Steel common 22.25
Arizona Commercial 8.25
Bingham 5.25
Calumet & Arizona 90.75
Copper Range 45.12

The Metal Market NEW YORK, October 24.—Copper was higher in the English market with spot quoted at £56 15s and futures at £56 5s. Locally the market is steady and unchanged.

Lead was unchanged in both markets, closing at £18 5s in London.

Spelter unchanged. Iron lower in London, with standard foundry quoted at 52s 10d, and Cleveland warrants at 53s 10d. Locally no change was reported.

THE OLD DOMINION MAKES STILL GREATER REDUCTION OF LABOR

A further curtailment has been decided upon by the management of the Old Dominion company owing to the continued decline in the price of copper. Beginning this week there will be no work in the mines of the company on Saturdays as well as Sundays, this schedule of labor to continue until metal conditions change for the better. A further reduction in forces has already been made by the company. The Keystone mine of the Old Dominion has been temporarily shut down, thus throwing out of work fifty men, and one shift on the fourteenth level of the Old Dominion has been discontinued, laying off an additional thirty men. The regular development work of the company will be continued as planned during the recent visit of Dr. James Douglas.

MISS HELEN HONORED

By Associated Press. FORT LEAVENWORTH, Kan., October 24.—Miss Helen Gould was accorded the honors of general officer of the American army by the officers of the enlisted men at the fort in a review of troops today. She showed plainly that she felt a high compliment had been conveyed.

FRIGHTFUL HAVOC BY EARTHQUAKE

By Associated Press. ROME, October 24.—At 6 o'clock this evening about two hundred bodies had been taken from the earthquake ruins. It is now estimated that the deaths will surpass five hundred, but it is impossible to get accurate information on the subject, as many villages are still cut off by floods, the destruction of roads and telegraph lines, and no word from them can be had.

ROME, October 24.—Details received here during the day regarding the earthquake at Calabria yesterday in every way tend to show the damage done was more extensive than at first estimated.

To add to the desolation caused by the earthquake, it was raining torrents yesterday, which greatly increased the suffering among the homeless people.

Half the houses in Ferzenna and Brancalione collapsed and many persons were buried in the ruins. In Sino Poli and Stilla Rio more lives are said to have been lost.

Half the houses in Ferzenna have been lost. A panic prevails everywhere. Half the houses in the village of Geracere are in ruins and a similar condition prevails at a number of other points. At Calabria during the confusion caused by the first earthquake, prisoners in the jail at Catanzaro mutinied and were only subdued with great difficulty. The female prisoners were particularly alarmed, screaming, shouting and beating the doors until the whole place was in a terrible uproar. The prison officials did everything possible to calm the inmates, but they broke out afresh every time another earthquake shock was experienced.

By Associated Press. SAN FRANCISCO, Cal., October 24.—President Raggles of the San Francisco stock exchange today received a telegram from the Tonopah stock exchange, announcing that it had closed for the balance of the week. It urged the San Francisco board to close its doors for a similar period to aid Nevada's struggling mining industry.

Raggles replied that in keeping open the local exchange it would demonstrate to the east the confidence of the people of this city in the stability of Nevada securities. He added that the local market was improving today and that banks here were sound and confident.

There was a softening of prices in Nevada shares this morning under rather heavy selling, but in the afternoon there was some good buying and trading showed an improved tone.

TONOPAH TAKES A FOOLISH STEP

Closes Stock Exchange to Stop "Merciless Slaughter" of Mining Stocks

WANT TO ELECT NEW PRESIDENT

By Associated Press. MILWAUKEE, Wis., October 24.—No formal action has been taken in any of the problems before the C. T. U. A. convention. Vice President W. W. Beattie, who is now acting president, is strongly opposed to electing a president at this meeting. He believes no action to supplant Small should be taken before the regular convention next spring. Daniel Russell and D. J. Jones, the Chicago delegates, and some friends are urging the election at this meeting, the two mentioned being candidates for the office.

Anaconda Operators Return HELENA, Mont., October 24.—The Anaconda Telegraphers' union, which is affiliated with Butte, today decided to call the strike off and return to work tomorrow. There are sixteen operators in Butte and Anaconda, including the Associated Press operators, who have asked for reinstatement. The Western Union opened up its offices at Great Falls today, according to reports received tonight, and Billings will open tomorrow.

Greene-Cananea 5.62 6.00
North Butte 31.00 32.00
Old Dominion 18.75 19.50
Shannon 7.87 8.00
Trinity 11.00 11.50
Utah Consolidated 27.25 27.50
Helvetia 1.25 1.50
Denn-Arizona 2.87 3.12
Globe Consolidated 4.50 5.00
National Exploration30 .40
Superior & Boston 2.50 2.75
Nipissing 5.75 6.00
Superior & Pittsburg 7.75 8.00

At 4 o'clock this morning a report from the Old Dominion hospital states that David James had passed a comfortable night, but that his condition remained the same as yesterday morning. The outcome of his wounds will perhaps not be definitely known before Sunday.

PRESIDENT MUTUAL LIFE GUILTY OF PERJURY

By Associated Press. NEW YORK, October 24.—The jury in the case of Walter R. Gillette, former vice president of the Mutual Life, who is charged with perjury, tonight returned a verdict of guilty. The verdict is accompanied by a recommendation for mercy. Gillette was remanded until Monday for sentence.

LAND FRAUD CASES MAY BE CARRIED TO ARIZONA

Orders Must Come from Washington Unless Special Attorneys Do the Work.

GLOBE U. S. GRAND JURY MAY CONTINUE INQUIRY

Captain Christy Has a Hunch that Eugene Brady O'Neill Is Going to Give Mark Smith a Swift Run for His Money.

Captain George D. Christy, assistant United States attorney for Arizona, was a visitor in the city yesterday on official business and leaves this morning for Prescott. The captain was seen by a representative of the Silver Belt and asked for information concerning the present investigation being conducted in New Mexico by the government regarding the alleged coal land frauds and whether the investigation would be carried into Arizona. He was non-committal on this point, stating that the land investigations were in most instances being conducted by special attorneys and that whatever action is taken by the Arizona federal officials follows direct orders from Washington. He could not say whether or not the federal grand jury for this district which meets in Globe next December would take up the case of the Phelps Dodge officials for further investigation and prosecution.

Captain Christy is one of the republican wheel horses in Arizona and with others of the G. O. P. in the territory, he is trying to mix the right kind of medicine to knock Mark Smith out of the box in the coming campaign. He confesses to having a "hunch" that Eugene Brady O'Neill of Phoenix, who has announced his candidacy for delegate to congress on the democratic ticket, will give Delegate Smith the run of his long political career for the democratic nomination, if he doesn't defeat him, and in the latter event Captain Christy thinks that E. R. Morrison of Prescott, who made such a strong run against Mark Smith several years ago, would be the right man for the republicans to nominate. As to why George Mauk came to Globe, Captain Christy maintained a dignified silence.

By Associated Press. CHICAGO, October 24.—The delegates to the National Civic federation convention today were eagerly discussing the remarks made in the meeting last night by Charles Dawes, ex-comptroller of the currency. Dawes made a sharp attack upon the federal department of justice, especially charging the officers of the attorney general with making "gallery plays." He said in part:

"I cannot say it is intentional on the part of the department of justice, but some actions look remarkably as if favoritism is being displayed in the selection of combinations to be investigated in the matter of attack. It is inevitable that the man who does things in the public eye, that the attack upon him is always sure to gain publicity. It is remarkable that cases handled by the department of justice are always tried by the newspapers before they get into the courts."

The speaker also criticized the magazine writer who, he said, made a practice of attacking men who accomplished great things in the mercantile and financial world.

He then entered upon a defense of the financiers of New York, asserting that many of the men who have borne the lash during the last four years were doing work for the good of the country, the value of which it would be hard to estimate.

"They are seeking," he said, "to uphold the credit upon which our prosperity rests. They are seeking to save the opportunity for the profitable continuance of the men who handle the merchandise, the men in manufacturing enterprises and in all other walks of life."

In conclusion Mr. Dawes urged an amendment to the Sherman anti-trust law, so as to avoid complications and to more specifically indicate which are criminal.

By Associated Press. WASHINGTON, D. C., October 24.—The tribe of Ute Indians which more than a year ago wandered away from the reservation in Utah and created trouble in Colorado and Wyoming by threatening to take the war path and raid the ranchers, is reported again broken out in the Cheyenne river reservation of South Dakota, where the tribe is given temporary quarters. At the instance of the secretary of the interior the war department today ordered troops from Fort Mead, S. D., to the scene of the trouble. The character of the outbreak is not known here.

Call for Troops OMAHA, Neb., October 24.—A request was received here at the army headquarters from the Indian agent at the Cheyenne reservation for troops from Fort Meade to subdue the Indians that were transferred to that reservation last year from Utah. No parties of the outbreak have been received. The regiment stationed at Fort Meade was recently sent to the Philippines, so there is not a sufficient force to send against the Utes. The orders given are for all troops now at Fort Meade and those at Fort Robinson and the one troop at Fort Des Moines to be in readiness to move on short notice.

By Associated Press. BISMARCK, N. D., October 24.—In a pitched battle today Bismarck was defeated by Tucson by a score of 3 to 1.

JAMES' CONDITION REMAINS UNCHANGED

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THREE CROPS APPLES; THREE CROPS OF FIGS IS CLAIM OF YUMA

YUMA, Ariz., October 24.—John Syverson has a fig crop that equals the apple trees that bear three crops in a summer. Mr. Syverson in March set out a hundred fig cuttings, twelve to fifteen inches long. Several months later, at the present time, thirty-five of these cuttings have grown to be trees large enough to bear fruit which one month from now will ripen, unless frost prevents, which is unlikely. The trees are well loaded and the fruit appears to be of high standard.

To those familiar to the rapid growth common to the southwest, the raising of a crop of figs from a cutting in eight months does not appear extraordinary, but to the stranger, the performance seems most remarkable. Next year these one hundred cuttings will bear the first crop in April, a second crop in July and a third crop in October.

By Associated Press. BIRMINGHAM, Ala., October 24.—An insolvency petition in bankruptcy was filed in the federal court this afternoon against the Southern Steel company. The creditors seeking this bankruptcy order are the Birmingham Coal company, the Sayer Mining & Manufacturing company and the Calaba Coal company.

The Southern Steel company is capitalized at \$25,000,000 and owns a big steel plant and the Gadsden steel rod, wire and nail mill.

It also owns coal mines at Altoona and Virginia City and ore mines throughout the Birmingham district, as well as coke ovens and other properties. The petition alleged that the company committed the act of bankruptcy in acknowledging in writing its inability to pay its debts. It is also alleged that the defendant company has been insolvent for six months. The attorneys for the petitioning creditors have gone to Huntsville, where Judge O. R. Huntley is holding United States court, to secure an order naming a receiver.

President E. T. Shuler of the Southern Steel company said this afternoon that the company is abundantly solvent. "If creditors will be patient and co-operate with us, all debts of the company will be paid and the company put on its feet," he said.

Shuler said also that operations at the plant will go on uninterruptedly. He attributed the financial embarrassment to a tight money market in the east and other causes.

The Nevada Bank Failure CARSON, Nev., October 24.—There was a decidedly better feeling throughout business circles today. The Ormsby county bank with its branches will open on Monday. President Frank Gordon makes the statement that all depositors will be paid in full. No other business failures are reported in towns where